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January 17, 2006

TO : U.S PATENT AND TRADEMARK OFFICE

ATTN: Mark S. Blouin

FAX NO.: 571-273-8300

TELEPHONE:

FROM: Stephen T. Boughner

RE: **REQUEST FOR WITHDRAWAL OF FINALITY WITH REQUEST FOR
RECONSIDERATION**

SERIAL NO.: 10/635,682

OUR DOCKET: 1293.1860

NO. OF PAGES (Including this Cover Sheet) 3

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on January 17, 2006

STAAS & HALSEY

By: Ernest M. Bombardieri

Date January 17, 2006

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on January 17, 2006

STAAS & HALSEY

By: E. Bouy M. Bouhary

Date January 17, 2006

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2653
Docket No.: 1293.1860

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Un-jin CHOI

Serial No. 10/635,682

Group Art Unit: 2653

Confirmation No. 1771

Filed: August 7, 2003

Examiner: Mark S. Blouin

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REQUEST FOR WITHDRAWAL OF FINALITY AND

NEW NON-FINAL OFFICE ACTION

Commissioner for Patents
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BOX AF

Sir:

This is in response to the Office Action mailed January 11, 2006, having a period for response set to expire on April 11, 2006.

Applicants respectfully note that this Office Action does not address the issues presented in the Request for Withdrawal of Finality and Request for Reconsideration filed January 6, 2006, and therefore, applicants respectfully request a new Office Action, consistent with the same.

It would appear that the Examiner issued the outstanding Office Action after a sufficient amount of time had lapsed for receipt of the hand-delivered response of January 6, 2006, which applicants also note was filed only 5 working days after applicants filed request for new Office Action of December 29, 2005.

In addition, it is respectfully submitted that the Request for Withdrawal of Finality and Request for Reconsideration filed January 6, 2006 is equally applicable to the outstanding Office Action, as the Examiner has merely replaced the previously relied upon Official Notice with a cited reference. The contents of both responses are incorporated by reference herein.

Serial No. 10/635,682

Docket No.: 1293.1860

In addition, applicants again note, as previously noted in the Request for New Office Action, filed December 29, 2005, and the Request for Withdrawal of Finality and Request for Reconsideration, filed January 6, 2006, the Examiner has not set forth a proper § 103 analysis, and the Examiner is continuing to fail to respond to applicants previous comments.

Again, Applicants respectfully request the Examiner particularly respond to each and every non-obviousness remark presented by Applicant, as presented in at least both previous responses. The Examiner should further note that failure to address, or rebut, the same should be considered an acquiescence of applicant's arguments, thereby supporting the conclusion of non-obviousness.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date:

1/17/06

By:


Stephen T. Boughner
Registration No. 45,317

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on JANUARY 17, 2006

STAAS & HALSEY

By:

Stephen T. Boughner

Date:

JANUARY 17, 2006